

**CAMPBELL COUNTY
PROJECT DEVELOPMENT BOARD
MINUTES**

May 23, 2007

A regular meeting of the Project Development Board was held on Wednesday, May 23, 2007, 5:00 P.M. at the Campbell County Court House, 330 York Street, Newport, Kentucky.

In attendance at the meeting were Board members:

WILLIAM H. WHITE, CHAIRMAN
JUDGE WILLIAM J. WEHR, CO-CHAIR
THOMAS J. CALME, CIRCUIT COURT CLERK
JUDGE D. MICHAEL FOELLGER
JUDGE/EXECUTIVE STEVE PENDERY (ARRIVED AT 5:35 P.M.)
CHARLES R. PETERS
JUDGE GREGORY T. POPOVICH, SENIOR DISTRICT JUDGE

Hutch Johnson	Attorney for the Board
Ryan Barrows	Ross, Sinclair & Associates
Bill Pickering	CMW
Susan A. Prather	Secretary

The meeting was called to order at 5:05 p.m. by Chairman White. Following roll call, a quorum was declared present.

Minutes from the regular meeting held April 25, 2007 were presented by Chairman White. Motion was made by Mr. Peters and seconded by Judge Wehr to approve the minutes of April 25, 2007, as presented. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Chairman White greeted the public and acknowledged the attendance of Judge Fred Stine and Judge Greg Popovich.

For the first order of business, Judge Wehr made motion to put proper administrative procedures in place by adopting the amended Rules and Regulations, Part X, Third Edition, adopted by AOC in May 2007. The motion was seconded by Mr. Calme. Judge Foellger questioned whether the proposed amendment adds the Senior District Judge and Citizen at Large to the Board membership. Judge Wehr confirmed the addition of the two members along with contract amendments as needed. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Motion was then made by Judge Wehr to immediately seat Judge Greg Popovich to the Project Development Board for the purpose of all other business. The motion was seconded by Mr. Calme. There being no further discussion, all voted "AYE" and the motion passed unanimously. Judge Greg Popovich accepted the position as member of the Campbell County Project Development Board.

Judge Wehr then made motion for the Board Chairman to seek the appointment for the Citizen at Large from Administrative Office of the Courts. The motion was seconded by Mr. Calme. Judge Foellger questioned whether AOC is seeking input from current Board members. Judge Wehr encouraged nominations with the submittal of names to AOC. Mr. Peters suggested that members act individually by submitting names, along with a bio, to AOC. There being no further discussion, all voted "AYE" and the motion passed unanimously.

Old business was then brought before the Board. Discussion took place regarding the hiring of a Construction Manager. Mr. Peters made motion to interview the two candidates, Alliance Construction and Codell Construction, at the next regularly scheduled meeting determining after the interviews the best way to proceed. The motion was seconded by Judge Foellger. The questioned was raised as to whether the construction firms would make a presentation similar to those previously conducted or whether an interview would take place. Mr. Peters stated the presentation would be similar to those previously conducted with the firms presenting information as to their company along with their past projects. Utilizing the flip of the coin, it was established that Alliance Construction would be invited to make their presentation at 5:30 P.M. and Codell Construction at 6:30 P.M. Mr. Pickering reminded the Board that a decision for the hiring of a Construction Manager does not need to be rushed as there is little need for the position in the first months. Judge Foellger noted he feels pressured as to which offices will remain in the Court House. Judge Wehr stated that a discussion regarding his concerns would take place at the Court House Commission meeting to be held the next evening. Mr. Ryan Barrows stated that both firms are competent and he encouraged the Board to review the Manager assigned to the project along with his record. Mr. Pickering added that the position of Site Manager is very important and that a competent manager keeps his site clean. There being no further discussion, all voted "AYE" and the motion passed unanimously. Mr. White stated he would forward letters of invitation for the next meeting to Alliance Construction and Codell Construction.

Upon the conclusion of Old Business, New Business was brought before the Board. Chairman White explained that as the revised regulations were just recently received, the Contracts were unable to be approved. Approval of the necessary contracts was then tabled to the June meeting to allow for further review of the revised regulations.

Mr. Bill White, Chairperson, had no additional report to submit.

In the absence of Mr. VanHook, the report of the Architectural Agent was next on the Agenda. Mr. Pickering referred to the Status Report included in the information provided to the Board members. He detailed the items of information contained within the report with there being no items requiring PDB action at this time. Upon conclusion, he invited questions from the members. There being none, Chairman White continued with the agenda.

Chairman White then called for the report of the Financial Agent. Mr. Ryan Barrows spoke to the issue of First Mortgage Revenue Bond Anticipation Notes. He provided information as to the source and uses, net debt service payment schedule and project draw schedule for scenarios utilizing project funds of \$3.5MM, \$5MM and \$10MM. Judge Wehr questioned whether the report provided contains the information requested by Mr. VanHook at last month's meeting regarding interim financing. Mr. Barrows stated that the report contains more information than was originally requested. (Judge Pendery arrived at 5:35 P.M.)

Mr. Peters questioned the timing for conducting the necessary interviews with the local Judges should contracts be approved at the June meeting. Chairman White stated that the meetings will take place soon after approval. Brief discussion took place regarding the length of the meeting and the items to be discussed.

Chairman White then invited the report of Mr. Hutch Johnson, attorney for the Board. Mr. Johnson had no report to submit.

Chairman White issued a reminder that the next regularly scheduled meeting is to take place June 27, 5:00 p.m.

There being no further business to come before the Project Development Board, it was moved by Judge Wehr, seconded by Mr. Calme, that the meeting be adjourned. All voted "AYE" and the meeting adjourned at 5:50 p.m.

APPROVED:

WILLIAM H. WHITE
CHAIRMAN

ATTEST:

SUSAN A. PRATHER
SECRETARY